

GARMAN TURNER GORDON LLP
 GERALD M. GORDON
 Nevada Bar No. 229
 E-mail: ggordon@gtg.legal
 JARED SECHRIST
 Nevada Bar No. 10439
 E-mail: jsechrist@gtg.legal
 7251 Amigo St., Suite 210
 Las Vegas, Nevada 89119
 Tel: (725) 777-3000 / Fax: (725) 777-3112

*Attorneys for Tecumseh–Infinity Medical
 Receivable Fund, LP*

MICHAEL D. NAPOLI, ESQ.
Pro hac vice
 AKERMAN LLP
 2001 Ross Avenue, Suite 3600
 Dallas, Texas 75201
 Tel: (214) 720-4360 / Fax: (214) 720-8116
 ARIEL E. STERN, ESQ.
 Nevada Bar No. 8276
 AKERMAN LLP
 1635 Village Center Circle, Suite 200
 Las Vegas, Nevada 89134
 Tel: (702) 634-5000 / Fax: (702) 380-8572
 Email: ariel.stern@akerman.com

**IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF NEVADA**

In re:
 INFINITY CAPITAL MANAGEMENT,
 INC. *dba* INFINITY HEALTH
 CONNECTIONS,

Debtor.

HASELECT-MEDICAL RECEIVABLES
 LITIGATION FINANCE FUND
 INTERNATIONAL SP,

Plaintiff,

v.

TECUMSEH–INFINITY MEDICAL
 RECEIVABLES FUND, LP,

Defendant.

TECUMSEH–INFINITY MEDICAL
 RECEIVABLES FUND, LP,

Counter-Claimant,

v.

HASELECT-MEDICAL RECEIVABLES
 LITIGATION FINANCE FUND
 INTERNATIONAL SP; ROBERT E.
 ATKINSON, CHAPTER 7 TRUSTEE,

Counter-Defendants.

Case No. 21-14486-abl

Chapter 7

Adversary Case No. 21-01167-abl

**EX PARTE APPLICATION FOR ORDER
 SHORTENING TIME TO HEAR
 MOTION TO PARTIALLY STRIKE
 PLAINTIFF'S REPLY IN SUPPORT OF
 ITS MOTION FOR PARTIAL
 SUMMARY JUDGMENT AS TO
 CERTAIN 1-F, 1- I, AND 1-J ACCOUNTS
 [ECF NO. 205]**

Hearing Date: Ex Parte
 Time: Ex Parte

ROBERT E. ATKINSON, CHAPTER 7
TRUSTEE,

Counter-Claimant,

v.

TECUMSEH-INFINITY MEDICAL
RECEIVABLES FUND, LP,

Counter-Defendant.

**EX PARTE APPLICATION FOR ORDER SHORTENING TIME TO HEAR
MOTION TO PARTIALLY STRIKE PLAINTIFF'S REPLY IN SUPPORT OF ITS
MOTION FOR PARTIAL SUMMARY JUDGMENT AS TO CERTAIN 1-F, 1-I, AND 1-
J ACCOUNTS [ECF NO. 205]**

Party in interest Tecumseh–Infinity Medical Receivable Fund, LP, (“**Tecumseh**”), by and through its counsel, the law firms of Garman Turner Gordon LLP and Akerman LLP, hereby respectfully submits its *ex parte* application (“**Application**”), requesting entry of an order shortening time, substantially in the form attached hereto as **Exhibit A**, to hear the *Motion to Partially Strike Plaintiff's Reply in Support of Its Motion for Partial Summary Judgment as to Certain 1-F, 1-I, and 1-J Accounts* (“**Motion**”).¹

Tecumseh respectfully requests that the Motion be heard on shortened time when the Court’s at the time of the hearing on Plaintiff’s Motion for Partial Summary Judgment as to Certain 1-F, 1-I, and 1-J Accounts (“**MPSJ**”) (March 30, 2023 at 9:30am). Tecumseh anticipates that the argument on the Motion will be ancillary to the argument on the MPSJ and will take approximately twenty (20) additional minutes.

This Application for order shortening time is made and based upon Bankruptcy Rule 9006, the declaration of Jared M. Sechrist, Esq. (“**Sechrist Decl.**”) and the points and authorities set forth below, the Attorney Information Sheet filed herewith, and the papers and pleadings on file herein, judicial notice of which is respectfully requested.

¹ All capitalized undefined terms used herein shall be ascribed the definitions of the Motion unless otherwise noted.

I.
DECLARATION OF JARED M. SECHRIST, ESQ.

I, Jared M. Sechrist, make this Declaration under 28 U.S.C. § 1746 and state as follows:

1. I am over the age of 18 and am mentally competent.

2. I am an attorney at Garman Turner Gordon LLP, counsel for Tecumseh in the above-captioned case. As such, I have personal knowledge of the facts stated in this Declaration, except where stated upon information and belief, and as to facts stated upon information and belief, I am informed of those facts and believe them to be true. If called upon to testify as to the matters herein, I could and would do so.

3. As set forth in the Motion, Tecumseh's counsel discovered upon review of Plaintiff's reply in support of the MPSJ that Plaintiff had raised additional arguments for the first time that were not addressed in the MPSJ or in Tecumseh's opposition thereto.

4. As addressed in the Motion, Tecumseh seeks to strike those arguments.

5. As the Motion pertains to issued directly related to the Court's consideration of the MPSJ, Tecumseh respectfully requests the Motion be set on shortened time such that it is heard at the same time as the MPSJ.

6. On March 23, 2023, I sent an email to Plaintiff's counsel, Bart Larsen, asking whether he would consent to having the Motion heard on shortened time, specifically, at the time of the hearing on the MPSJ. Mr. Larsen responded that same day, advising that he consented. A true and correct copy of my email communication with Mr. Larsen in this regard is attached hereto as **Exhibit B**.

7. I estimate hearing the Motion will require an additional twenty (20) minutes of argument at the hearing on the MPSJ.

8. This request is made in good faith and not for purpose of delay or any other dilatory purpose.

...

...

...

1 I declare under penalty of perjury of the laws of the United States that these facts are true
2 to the best of my knowledge and belief.

3 DATED this 23rd day of March 2023.

4 By: /s/Jared M. Sechrist

5 **II.**
6 **LEGAL ARGUMENT**

7 Section 105 of the Bankruptcy Code allows this Court to issue such orders as are necessary
8 to carry out the provisions of this title. *See* 11 U.S.C. § 105. Bankruptcy Rule 9006(c)(1) generally
9 permits a bankruptcy court, for cause shown and, in its discretion, to reduce the period during
10 which any notice is given in accordance with the Bankruptcy Rules. In particular, Bankruptcy
11 Rule 9006(c)(1) provides:

12 [e]xcept as provided in paragraph (2) of this subdivision, when an act is required
13 or allowed to be done at or within a specified time by these rules or by a notice
14 given thereunder or by order of court, the court for cause shown may in its
discretion with or without motion or notice order the period reduced.

15 FED. R. BANKR. P. 9006(c)(1).

16 Local Rule 9006 provides further authority for shortening the time for a hearing.
17 According to Local Rule 9006(b), every motion for an order shortening time must be accompanied
18 by an affidavit stating the reasons for an expedited hearing. As set forth in the Sechrist Declaration,
19 good cause exists to hear the Motion on shortened time and particularly to hear the Motion at the
20 hearing on the MPSJ.

21 Local Rule 9006 also requires the moving party to submit an Attorney Information Sheet
22 indicating whether opposing counsel was provided with notice, whether opposing counsel
23 consented to the hearing on an order shortening time, the date counsel was provided with notice,
24 and how notice was provided or attempted to be provided. The Attorney Information Sheet filed
25 contemporaneously with this Application reflects that HASelect has consented to a hearing on
26 shortened time.

27 ...

28 ...

III.
CONCLUSION

WHEREFORE, Tecumseh respectfully requests that the Court grant this Application and issue an order shortening time in substantially the form attached hereto as **Exhibit A** to hear the Motion on March 30, 2023 at 9:30 a.m. Tecumseh requests such other and further relief as the Court deems just and proper.

DATED this 23rd day of March 2023.

GARMAN TURNER GORDON LLP

By: /s/Jared M. Sechrist
GERALD M. GORDON, ESQ.
JARED M. SECHRIST, ESQ.
7251 Amigo St., Suite 210
Las Vegas, Nevada 89119

and

MICHAEL D. NAPOLI, ESQ.
Pro hac vice
AKERMAN LLP
2001 Ross Avenue, Suite 3600
Dallas, Texas 75201
Tel: (214) 720-4360 / Fax: (214) 720-8116
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Las Vegas, Nevada 89134
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